

UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

United States of America

v.

Vincent Tyrone Whitaker

Case No: 4:00-CR-73-1H

USM No: 18851-056

Date of Original Judgment: August 21, 2001

Date of Previous Amended Judgment: April 15, 2014

(Use Date of Last Amended Judgment if Any)

Jennifer Dominguez

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 162 months is reduced to 137 months*

*On Count 1 and Count 2, to run concurrently. Counts 3, 4, and 5 remain unchanged at 60 months on Count 3, concurrent to Count 1; 60 months on Count 4, consecutive to Count 1; and 120 months on Count 5, concurrent to Count 1, producing a total sentence of 197 months imprisonment.


If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment(s) dated August 21, 2001 and April 15, 2014 shall remain in effect. **IT IS SO ORDERED.**

Order Date:

5/4/15


Judge's signature

Effective Date: November 1, 2015
(if different from order date)

Malcolm J. Howard, Senior U.S. District Judge
Printed name and title